

2 Joseph W. Cotchett (36324)
jcotchett@cpmlegal.com
3 Steven N. Williams (175489)
swilliams@cpmlegal.com
4 Nanci E. Nishimura (152621)
nnishimura@cpmlegal.com
5 Neil Swartzberg (215133)
nswartzberg@cpmlegal.com
6 Aron K. Liang (228936)
COTCHETT, PITRE & McCARTHY
7 San Francisco Airport Office Center
840 Malcolm Road, Suite 200
Burlingame, CA 94010
8 Telephone: (650) 697-6000
Facsimile: (650) 697-0577

10 | *Attorneys for Plaintiffs Wortman, Adams and Garcia and
the Proposed Class*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

JOINT STIPULATION PURSUANT TO LOCAL RULE 6-1 EXTENDING TIME TO RESPOND TO COMPLAINT & AGREEMENT OF DEFENSE COUNSEL RE: SERVICE OF COMPLAINT -- CASE NO. 07-5634

Pursuant to Local Rule 6-1, and in light of the February 19, 2008 Judicial Panel on Multidistrict Litigation (“JPML”) Transfer Order consolidating this case and the other Transpacific Passenger Air cases, Plaintiffs Donald Wortman, William Adams, and Margaret Garcia (“Plaintiffs”), and defendant EVA Airways (“Defendant”), through counsel, hereby stipulate and agree as follows:

IT IS HEREBY STIPULATED AND AGREED that Defendant’s time to answer, move or otherwise plead is enlarged until either: (1) 45 days after plaintiffs in the Transpacific Passenger Air cases file and serve a consolidated amended complaint; or, (2) 45 days after plaintiffs in the Transpacific Passenger Air cases provide notice that a consolidated amended complaint will not be filed.

IT IS FURTHER STIPULATED AND AGREED that Defendant shall not contest sufficiency of process or service of process of the complaint filed in the above-captioned action. This Stipulation does not constitute a waiver by Defendant of any other defense, including but not limited to the defenses of lack of personal jurisdiction, subject matter jurisdiction, or improper venue. Nothing in this paragraph shall obligate Defendant to answer, move, or otherwise respond to any complaint until the time provided in the preceding paragraph.

IT IS SO STIPULATED.

Respectfully Submitted,

Dated: March 25, 2008

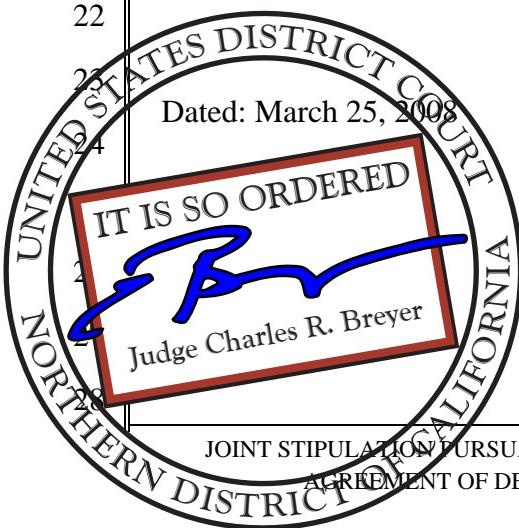
COTCHETT, PITRE & MCCARTHY

By: /s/ Neil Swartzberg
Neil Swartzberg

Attorneys for Plaintiffs Wortman, Adams and Garcia and the Proposed Class

By: /s/ Christopher T. Casamassima
Christopher T. Casamassima
Kirkland & Ellis LLP
777 South Figueroa St.
Los Angeles, CA 90017
Tel. 213-680-8353
Fax 213-680-8500
ccasamassima@kirkland.com

Attorneys for Defendant EVA Airways



March 26, 2008

JOINT STIPULATION PURSUANT TO LOCAL RULE 6-1 EXTENDING TIME TO RESPOND TO COMPLAINT &
AGREEMENT OF DEFENSE COUNSEL RE: SERVICE OF COMPLAINT -- CASE NO. 07-5634